

THE BOARD OF SUPERVISORS
OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Regular Session

Tuesday

February 3, 2004

All Supervisors Present

Pledge of Allegiance to the Flag

Certificate of Achievement for Excellence in Financial Reporting was presented to Larry Haugh, Auditor-Controller.

Emergency Dispatchers Jody Gill and Nathan Sill were recognized for their life saving and heroic actions during a recent fire in the City of Ceres.

Warren Brumley, American Legionnaire, thanked Supervisor Paul for her efforts in supporting the high school Oratorical Contest being held on 2/7/04 in the Basement Chambers at Tenth Street Place. He also thanked Supervisor Mayfield for being a judge for the American Legion's District Oratorical Contest that was held on 1/25/04 in Turlock.

Mike Cobleigh spoke regarding a property tax bill he received for improvements made to property he leased a few years ago. He disagrees with the Assessor concerning the ownership of the improvements, and asked the Board for assistance with this issue.

Mayfield/Simon unan. Adopted the consent calendar

- ***A1a** Approved the Regular Session minutes of 1/27/04
- ***A1b** Approved the Special Session – Manufacturing Summit minutes of 1/27/04
- ***A2** Amended the 2004 Stanislaus County Board of Supervisors Committee Assignments 2004-85
- ***A3** Approved request from the Carole Sund/Carrington Memorial Reward Foundation for use of the Victim's Garden of Healing on the Courthouse lawn on 3/13/04 for the Vigil of Hope March 2004-86
- ***A4** Appointed John Hernandez to the Mental Health Board 2004-87
- ***A5** Appointed Harold "Steve" Draper to the Advisory Board on Substance Abuse Program 2004-88
- ***B1** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding nuisances at 1229 Boulder Avenue, Modesto, California (CE No. 03-1862) – DER 2004-89
- ***B2** Approved the Professional Services Agreement with the Scenic Faculty Medical Group (SFMG) for provision of primary care services at HSA and authorized the HSA Managing Director, or her Designee, to sign and execute the agreement – HSA 2004-90

Simon/Paul unan. **B3** Approved the Stanislaus County 2004 Legislative Platform 2004-91

Grover/Simon unan. **C1** Authorized the Director of Public Works to sign a letter to the State Reclamation Board requesting suspension of work on the Tuolumne River Feasibility Study – PW 2004-92

Simon/Paul unan. **9:25am** Continued indefinitely to a future unspecified date, the Public Hearing to Consider Rezone Application #2003-06 and Vesting Tentative Subdivision Map Application #2003-02 - Del Rio Lago Subdivision, a request to create 47 parcels with an average parcel size of over 20,000+ square feet from a 43.5 acre site in a new P-D (Planned Development) Zoning District located on the east side of Carver Road, south of Thunderbird Drive, in the Del Rio area – Planning 2004-93

Corr 1 Referred to the Department of Public Works and Elections, a resolution and map from the West Stanislaus Irrigation District regarding the change of District boundaries of Division No. 1 and Division No. 5. DI-5-19

Corr 2 Referred to the Auditor-Controller, a letter from the State Controller's Office regarding the distribution of funds from the United States Flood Control as the County's pro rata share of revenues from the leasing of lands by the US Government for flood control, navigation, allied purposes and hydroelectric power.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Lavonna Poole; Martin Ramos; and, Cynthia Cawthon.

Supervisor Pat Paul attended an event at the McHenry Museum on Sunday, commemorating the County's 150th year anniversary with a time capsule.

Supervisor Simon attended an event at the McHenry Museum where Kaiser Permanente gave a \$160,000 donation to the MJC Nursing Program.

Chairman Caruso suggested that a coin commemorating the County's 150th anniversary be created. He updated the Board regarding the cross located on public property at Frank Raines Park, and noted that the cross will be moved within the next few days to private property adjacent to the Park. The County Counsel, citing case law, noted that religious symbols are not allowed on public property. He informed the Board that an adjoining property landowner has agreed to relocate the cross onto her property, which will actually place the cross in a more visible location than it currently is in.

Supervisor Grover asked for a clarification in the bond rating for Stanislaus County. The Interim CEO explained that the rating designates the fiscal stability, including the debt level, of the County. The rating also includes the current wealth of the community, industrial base and the unemployment level. The County's current rating is an A-3, which is a very good rating level. Supervisor Grover requested that we work on getting a higher rating level. A discussion ensued regarding the tax increment relating to Proposition 13. Supervisor Simon noted that it was the good work done by the Debt Advisory Board that contributed to the County's good bond rating.

Adjourned to closed session at 10:30 a.m. for Public Employee Appointment: Title: County Chief Executive Officer. Government Code §54954.5(e). Conference with Legal Counsel-Anticipated Litigation: Significant Exposure to Litigation. Two Cases. Government Code §54954.5(c).

Closed Session Announcement: The Board met in closed session for Public Employee Appointment: Title: County Chief Executive Officer. The Board took no official action, or vote, in regards to any closed session matter. The Chairman announced that Patricia Hill Thomas has agreed to remain the Interim CEO until the Board appoints a CEO. Patricia Hill Thomas advised the Board that she would not be a candidate for the CEO position. The Board will conduct a new recruitment for the CEO position. The recruitment will be conducted internally using Human Resource staff and the contact person will be Pat Sweeney, Deputy Executive Officer.

Adjourned at 12:27 p.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: ELIZABETH A. KING, Assistant Clerk of the Board of Supervisors
(The above is a summary of the minutes of the Board of Supervisors. Complete minutes are available
from the Clerk of the Board's Office.)